



Federal Communications Commission  
Washington, D.C. 20554

February 25, 2013

Ms. Marlene H. Dortch, Secretary  
Federal Communications Commission  
445 12th Street SW  
Washington, DC 20554

Re: Measuring Broadband American Program, GN Docket No. 12-264


Dear Ms. Dortch:

On February 21, 2013, representatives of broadband providers, public interest groups, companies, and other organizations met via conference call with Commission staff to discuss the Commission's broadband measurement and performance program for broadband performance on mobile handsets. The agenda of the meeting included discussion of review drafts a short-form privacy notice, Terms and Conditions, and other related work items and milestones.<sup>1</sup>

James Miller, Senior Attorney Advisor Electromagnetic Compatibility Division (EMCD), opened the meeting discussing feedback received in response to a review draft of a Terms and Conditions review draft circulated on February 7, 2013. Mr. Miller discussed that after further review and in response to feedback received from participants, it was the staff view the program requirements differ significantly from the mobile and fixed programs and the use of the Terms and Conditions used in the fixed program was not necessary. Mr. Miller discussed the incorporation of language regarding data consumption and volunteers termination of participation in the program into the short-form privacy notice draft, and proposed that the review draft Application Privacy Notice and Terms would better accomplish the goals of the program. Initial feedback received indicated that the document in the combined might be easier for potential volunteers to read and review. He received editorial and substance feedback to be incorporated in a second review draft to be discussed at a February 28<sup>th</sup> meeting. He asked for feedback on the approach and specific drafting suggestions by February 26.

Staff thanked participants for their participation on the call and proposed another call on February 28 to continue discussion of feedback on the review drafts.

Sincerely,



James Miller, Senior Attorney Advisor  
Electromagnetic Compatibility Division/OET  
Federal Communications Commission

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<sup>1</sup> A list of attendees and all documents circulated for the meeting are made available with this electronic filing in GN Docket No. 12-264.

## Attendees

<b>Name</b>	<b>Organization</b>
Colleen Thompson	AT&T
Joe Marx	AT&T
Terri Hoskins	AT&T
Sean Spivey	CCA
Marc Linsner	Cisco
Roger B.Marks	Consensii
Shoeb Hafiz	CRTC Canada
Krista Witnowski	CTIA
Erin Kenneally	eLchemy
Deborah Broderson	FCC
Joel Taubenblatt	FCC
Jennifer Tatel	FCC
Eliot Maenner	FCC
Henning Schulzrinne	FCC
James Miller	FCC
Walter Johnston	FCC
Steven Bellovin	FTC
Amy Wolverton	HTC
Joseph Bissonnette	HTC
John Jakotich	Keynote
Christopher Fleming	Microstrategy
Craig Mueller	Microstrategy
Thomas Gideon	M-Lab / OTI
Dominic Hamon	M-Lab/Google
Thomas Gideon	M-Lab/OTI
Neha Rawal	NCSU
Doug Hohulin	Nokia Siemens Networks
Brian Gibbons	NTIA
Michael Schwab	P3 Group
Jayce Homersham	PWC
Jack Nasielski	Qualcomm
Scott Goss	Qualcomm
Scott Coull	Redjack
Alex Salter	SamKnows
Rachel Neish	SamKnows
Sophie Deen	SamKnows
Breck Blalock	Sprint
Michael Archer	Sprint
Ron Braun	Sprint

Changbo Wen  
Shellie Blakeney  
Jim Warner  
David McCarley  
David Young  
Gregg Spath  
Kitty O'Hara  
Mamadou Niang  
William Wallace  
Ari Meltzer

T-Mobile  
T-Mobile  
University California Santa Cruz  
Verizon  
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Wiley Rein LLP